

Submission

to the

Ministry of Business,
Innovation and Employment

on the

Review of Section 36 of the
Commerce Act and Other
Matters

29 March 2019

About NZBA

1. NZBA works on behalf of the New Zealand banking industry in conjunction with its member banks. NZBA develops and promotes policy outcomes that contribute to a strong and stable banking system that benefits New Zealanders and the New Zealand economy.
2. The following seventeen registered banks in New Zealand are members of NZBA:
 - ANZ Bank New Zealand Limited
 - ASB Bank Limited
 - Bank of China (NZ) Limited
 - Bank of New Zealand
 - MUFG Bank, Ltd
 - China Construction Bank
 - Citibank, N.A.
 - The Co-operative Bank Limited
 - Heartland Bank Limited
 - The Hongkong and Shanghai Banking Corporation Limited
 - Industrial and Commercial Bank of China (New Zealand) Limited
 - JPMorgan Chase Bank, N.A.
 - Kiwibank Limited
 - Rabobank New Zealand Limited
 - SBS Bank
 - TSB Bank Limited
 - Westpac New Zealand Limited

Background

3. NZBA welcomes the opportunity to provide additional feedback to the Ministry of Business, Innovation and Employment (**MBIE**) on its discussion paper: *Review of s 36 of the Commerce Act and Other Matters (Discussion Paper)*.
4. If you would like to discuss any aspect of the submission further, please contact:

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NZBA notes and reiterates earlier submissions on proposal to amend s 36 of the Commerce Act 1986

5. On 21 July 2016 NZBA submitted on MBIE's cross-submission consultation: *Targeted Review of the Commerce Act 1986*. That submission can be found [here](#).
6. NZBA continues to share the views expressed by ANZ in its submission dated 9 February 2016 on MBIE's earlier consultation: *Targeted Review of the Commerce Act 1986*. That submission can be found [here](#).